

ASSEMBLY BILL

No. 917

Introduced by Assembly Member Romero

February 23, 2001

An act to amend Section 1174.5 of the Labor Code, relating to employment.

LEGISLATIVE COUNSEL'S DIGEST

AB 917, as introduced, Romero. Employment.

Existing law requires employers who fail to keep complete and accurate records on employee names, wages, and the ages of minor employees, and who fail to provide the Labor Commission access to business premises in order to make an authorized investigation pursuant to Section 1174 of the Labor Code, to pay a civil penalty in the amount of a \$500 lump sum.

This bill would change the amount of the civil penalty for failure to comply with Section 1174 of the Labor Code to \$100 per employee for each payroll period during which the employer failed to comply, up to a maximum period of 2 years.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 1174.5 of the Labor Code is amended to
2 read:
3 1174.5. Any person employing labor who willfully fails to
4 maintain the records required by subdivision (c) of Section 1174
5 or accurate and complete records required by subdivision (d) of

1 Section 1174 *or by the applicable wage orders of the Industrial*
2 *Welfare Commission*, or to allow any member of the commission
3 or employees of the division to inspect records pursuant to
4 subdivision (b) of Section 1174, shall be subject to a civil penalty
5 of ~~five~~ *one* hundred dollars ~~(\$500)~~ *(\$100)* *per employee for each*
6 *payroll period during which the violation occurs, up to a maximum*
7 *period of two years.*

